

En Banc

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Newsletter of the Superior Court Law Library

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En Banc

Newsletter of the
Superior Court Law Library

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Law Library News

❑ Book Sale

On August 13-14, 1997 from 8:00 AM to 4:30 PM and Aug 15, 1997 from 8:00 AM to 12:00 PM, the Law Library will be holding a book sale of some of the library's older, outdated materials to help make room for the newer books. The sale is scheduled to end at noon on Friday, but may be extended should the need arise. Check with the Information Desk later in the week to see if the sale is going to be extended.

We have sets of *Federal Reporter*, *Pacific Reporter* and *Pacific Digests*, *American Jurisprudence 2d*, *ALR* (1st, 2nd, 3rd, 4th, 5th and Federal), miscellaneous law treatises as well as various other sets. We will have a list of the coverage of each available set.

The Library will accept payment by cash, certified or corporate check only. Please be advised that you will be responsible for removing the books from the Library. For more information please call the Library at 506-3461 or see our web page at: <http://www.maricopa.gov/lawlibrary/salelist.htm>

❑ Information Desk

Have you ever wondered what exactly was in your filing cabinets and gone through them to discover all sorts of useful and interesting things? Well the Law Library has a filing cabinet of its own and many of our patrons do not know about the treasures it contains.

The Library maintains collections of the 9th Circuit Slip Opinions, the Arizona Supreme Court and Maricopa County Superior Court Administrative Orders, the

Arizona Attorney General Opinions for the current year, as well as Superior Court statistical reports.

If you need something that you think might be located in one of these files, stop by the Information Desk and ask, you might be surprised at what you turn up.

❑ Law Library Web Page

The Law Library has created an Internet web site to help patrons locate legal information on the Internet. The web page for the Law Library is hosted on the Maricopa County server and is located at: <http://www.maricopa.gov/lawlibrary>.

The Library Publications section of the web page contains the electronic versions of some of the library's publications including the past issues of *En Banc* and the *Court Informer*, and the Library's series of research guides to assist patrons in locating information on particular topics. These guides are linked to relevant statutes on the Internet. One of the recent additions to this page is the Virtual Law Office bibliography.

The Law Library, in conjunction with the State Bar of Arizona's Task Force on the Future of the Profession, compiled this annotated bibliography to assist attorneys in locating information on what technology is currently available and how it can be effectively utilized in today's legal market.

The bibliography is broken down into twelve major subject headings including: technology implementation, marketing and client relationships, case management, legal research, and practice management. Sources covered include the major computing magazines, law practice management periodicals, bar journals, and Internet sources.

The Law Library is making all of the articles contained in the bibliography available to users through our Document Delivery service in an attempt to provide users of the work with easy access to the materials.

Other publications available on this page include comprehensive bibliographies on electronic filing and electronic access to the courts.

In addition, the Law Library is developing a new section for the web page which will provide links to databases located on the Internet.

Currently the Library offers links to free databases on its Legal Links page, but the Library is planning on expanding these services by contracting with several different vendors to provide library patrons with a broader range of choices.

The first such database that the Library is providing access to is FirstSearch. This site provides users with access to many different resources including ArticleFirst, the New York Times, and DataTimes. Currently these resources will only be available to those patrons who are using a county computer to access the web page.

Future databases may include Index to Legal Periodicals, LegalTrac and Criminal Justice Abstracts. If you do get a chance to use FirstSearch, please stop by the Reference Desk and let us know how you liked the product.

The Library is always looking for ways to improve the services offered through its web page. If you have any suggestions on how to improve the page please stop by one of the service desks and talk to a staff member.

□ Horizon

The Law Library is in the process of implementing a new integrated online

library system, *Horizon*, to replace *Bibliofile* our current CD-ROM based system.

At long last the server is scheduled to be installed on August 13 and the staff will be trained on the new system at the end of the month. Once the staff is comfortable with the new system we will begin by bringing up the Public Access Catalog module followed by circulation and other library management databases.

One thing that this whole process has taught the staff is the meaning of the word patience. We hope to have the catalog ready for public use in mid-September, but should we slip a little, please remember, it will all be worth it.

The one thing that this new catalog does not have yet is a name. If anyone has any suggestions of a name for our catalog please tell one of our staff members.

□ CLE Information

Are you interested in attending a conference or seminar? Do you need CLE credits? The Law Library has a collection of local and national seminar brochures to help you find a seminar of interest.

On September 19th, 1997, in Phoenix, you can attend a one day seminar entitled the *Arizona Evidence Workshop*. This program is designed to help you master the Arizona Rules of Evidence by applying them in a mock trial situation. This seminar will help you learn to apply the Rules and will earn you 6.0 CLE credits, including 1.0 ethics credits.

On October 15-17, 1997, in Chicago, IL, *Strategic Sources for Recruiting & Staffing: Winning, Innovative Techniques to Combat Your Labor Shortage*, is being held. This seminar will teach you how to utilize the Internet as a sources tool, attract job seekers, and use competency

models to redeploy your current workforce. This seminar will help you learn how to attract and keep the star performers.

Information and registration rates about both seminars can be obtained through the State Bar or in the second floor photocopy room.

Superior Court Update

□ ADR

The Alternative Dispute Resolution Office (ADR) has been part of the court for about 6 years. The ADR office works directly with judges to design and implement programs to reduce the time a case is in the system. These programs, many of which are pilot programs, reduce litigation costs and time for all parties involved.

ADR has both civil and criminal programs, along with programs in several of the Justice Courts including a juvenile truancy program. In civil cases, the ADR staff will meet with litigants to discuss settlement possibilities. In criminal cases, the ADR office works mostly with probation revocations. They will meet with the probation officers and the offender to help the probationer comply with the terms of their probation. This program saves the court time by not having to schedule a hearing in front of a judge.

In addition, the ADR office can help court employees who may be experiencing a difficult situation either with a supervisor or co-worker. ADR does not come up with a solution. They offer their expertise to help the parties mediate to a solution.

□ Did You Know?

Find out how much you actually know about our judges and court history. Answers are on the bottom of page .

1) Which judge presided over the trial of Winnie Ruth Judd?

2) Which judge was one of two United States judges to participate in sentencing workshops in Berlin, Germany involving twelve judges from other countries?

3) Which judge received the Big Brother of the Year Award in 1966?

4) Which judge had only one of his criminal decisions reversed by the Supreme Court?

5) Which judge assisted in the representation of Winnie Ruth Judd?

Electronic Resources

❑ Computer Resources

The Law Library offers patrons access to ten computers located throughout the library. Six of the machines are located in the second floor online room near the Reference Desk.

These computers provide access to over 25 legal research databases running on our Novell network. Databases include: the *Arizona Reports*, the *Restatements*, and the *U.S. Code Annotated*.

The Library also has standalone CD's, such as the *Federal Register* 1992-1995, available for use in the library. Please ask at the Reference Desk for these CD's.

The Library provides patrons with access to the Internet. This access is currently unlimited, but users must abide by the Library's Internet policy and should be aware that the County has a proxy server in place that may block access to certain types of sites.

The Library has no control over what sites are blocked, but if you are locked out of a site that you believe to be a valid research site, please let the reference staff know and they can discuss the matter with the County officials.

Due to an increase in the number of patrons using the computers and printing information, we must ask that all patrons please limit printing to twenty-five pages. You may only print from computers with attached printers.

Materials can also be downloaded to disks from any computer and imported into any IBM compatible word processor. Patrons may use their own disks or purchase one from the Information Desk for \$1.00.

Please ask the reference staff for assistance if you have any questions.

❑ Database Review

There are three forms databases available on the Law Library CD-ROM network: *Am Jur Legal Forms*, *Am Jur Pleading and Practice Forms* and *Federal Procedural Forms*.

Am Jur Legal Forms focuses on forms for legal and business transactions. *Am Jur Pleading and Practice Forms* provides forms for all types of litigation, with an emphasis on pleading and procedure in judicial and administrative proceedings. *Federal Procedural Forms*, as the name suggests, contains forms used in federal practice and procedural matters. It includes forms for federal civil, criminal, and administrative proceedings.

All three of these CD titles use the Folio search software used by other LawDesk products such as *Am Jur 2d* and *ALR*. Forms can be printed or downloaded to disk. Downloading allows you to bring the forms back to your office and import them into your wordprocessor of choice, where they can then be edited as needed.

The reference staff will be happy to help you with questions about using the CD's and how to download.

❑ Internet Site Reviews

State Bar of Arizona

<http://www.azbar.org/>

The State Bar has recently revamped its World Wide Web site to provide users with more information about the services the State Bar offers and to provide links to the legal resources that are available on the Internet.

This site also provides access to some of the recent Arizona Supreme Court decisions. This database is keyword searchable. This section of the web site is under development and should be much more user friendly once it is finished.

Users can find information on how to locate an attorney, CLE seminars, Bar publications, and how to file a complaint against an attorney. This is a nice site with some useful information.

Statistical Abstract of the United States

http://www.census.gov/stat_abstract/

The full text of the 1996 Statistical Abstract is available on this site. Each major section can be downloaded and viewed using Adobe Acrobat.

In addition, the major tables are available in a plain HTML format, as is general information on each state's and county's statistics. This site is easy to use and the graphics load fairly quickly.

❑ Useful Internet Sites

Copyright and Fair Use
<http://fairuse.stanford.edu/>

First Monday
<http://www.firstmonday.dk/idea.html>

Government Technology
<http://www.govtech.net/>

Editor & Publisher Online Newspapers Index
<http://www.mediainfo.com/ephome/npaper/nphtml/online.htm>

Edgar Database

<http://www.sec.gov/edgarhp.htm>

❑ Publications of Interest on the Internet

Civil Justice Reform Act of 1990: Final Report

<http://www.uscourts.gov/cjra/cjrafin.htm>

This is the final report to Congress by the Judicial Conference of the United States on the Civil Justice Reform Act of 1990. The report discusses the alternative proposals for reduction of cost and delay in civil litigation.

The report outlines the steps that the Judiciary is planning on taking to make sure that the CJRA is fully implemented and then goes on to discuss the roles the other branches of government will need to play.

The final section discusses the principles set forth in the CJRA and makes some concrete recommendations on how to best achieve these goals.

Study on the Operation and Effect of the North American Free Trade Agreement

<http://www.ustr.gov/reports/>

On July 11, 1997 the USTR released this study evaluating the effect of the NAFTA agreement on international trade and the economy of the participating countries.

This study takes an in-depth look at the impact of the agreement on manufacturing, agriculture, job stability and trade balances, among other things.

The report then goes on to examine the possibilities of future agreements and the potential for the creation of other such agreements around the world.

Library Staff

❑ Featured Employees

This month the Library would like to focus on our Library Aides. These are the people that you often see out on the floor keeping the library in order.

This month we would like to introduce our newest staff member, Dawn Lomahaftewa. She has been with us for a little over a month now. As a Law Library aide, some of her responsibilities include shelving, updating looseleaf services and shelf-reading.

Dawn is a Native American and is a member of the Hopi Tribe located near Flagstaff. She graduated from Northern Arizona University with a bachelor's degree in psychology which she says is coming in very handy in raising her 2 year old daughter! In her spare time, Dawn loves to sew children's clothing. She also enjoys reading, listening to music and being creative with arts and crafts.

❑ Letters From the Med

This new column will be coming to you via e-mail from Palestine. One of our Reference Librarians, Sarah Andeen, has been awarded an American Library Association fellowship to Bir Zeit University to help the library develop their electronic information network. She will be on an eight-months leave from her position here in the Law Library beginning in September, and will be sending us her column from abroad.

The Bir Zeit Law Center is an attempt by the University to develop a publicly accessible law library. While this library will deal primarily with Palestinian law, it is trying to develop a broad international collection as well. In the upcoming issues of *En Banc*, Sarah will chronicle the development of the University and the Law Center's library system.

So keep an eye out for this column and our roving librarian will provide you with a glimpse of how the University's projects are developing amidst the turmoil in the Middle East.

❑ From the Southeast Branch

The Southeast Branch has had some staffing changes. Mary Grace Oakes, the Reference Librarian, has left for a position with a valley law firm. Bruce Naegeli who normally works at our central location downtown is currently assisting at Southeast until permanent staff is hired.

Meanwhile, Southeast staff are also helping to cover the Self Service Center's Southeast office, allowing the SSC to expand its hours of service for southeast valley residents.

Our "new title" shelf has acquired some interesting titles in recent months, such as: *Arizona Limited Liability Companies*, *Rights of Juveniles*, *How to Raise or Lower Child Support in California*, among others. These titles stay on the "new title" shelf for a few months and then get shelved in with the regular collection.

As always, if we do not have a particular title in our collection at Southeast that our central location downtown does, we can have it sent out, or have cites to cases and statutes faxed to us.

New Materials in the Library

❑ Book Reviews

Guido, Ginny Wacker. *Legal Issues in Nursing*, 2nd ed. Appleton & Lange 1997

This book is intended primarily for nursing students and practicing nurses, however it offers good insight into the legal issues surrounding the nursing field. The author not only has a J.D. but also a masters degree in nursing. She is currently the chair of the department of nursing at Eastern New Mexico University.

The first part of this book is meant to give the reader the basics of the legal field with an emphasis on the nursing profession. It includes an introduction

to legal concepts, how a lawsuit is handled and the judicial process. The second part of the book covers the liability issues involved with the practice of nursing. Here the reader will look at intentional torts, liability insurance, informed consent and other related issues. The third part of the book will look at how the law actually affects the nursing profession. Where do employment laws or federal law come into play in the nursing field? Finally, the author takes a brief look at the dreaded issue of ethics. How does ethics relate to nursing?

The author also includes appendices containing the ANA Code of Ethics, the International Code for Nurses, the Model Practice of Nursing Acts and a sample professional liability insurance policy. She also includes a glossary of legal and nursing terms.

This book is available at KF 2915 .N8 G85 either on the second floor or on the Plaza Level with the new books.

Leigh, J. Paul *Causes of Death in the Workplace.* Quorum Books 1995.

Have you ever thought about just how dangerous your job really is? Such as - lawyers had 10 recorded deaths on the job while barbers had 1 recorded death. These are just some of the interesting facts that can be derived from Mr. Leigh's book.

In his introduction, Mr. Leigh said he had three purposes in writing this book: 1) to rank 265 occupations and 324 industries according to job-related death rates; 2) to describe each occupation and industries cause of death; 3) to argue that all job applications should carry, as a matter of public policy, warning labels explain the risks involved with the job. Mr. Leigh provides the reader with an explanation of how he gathered his data. He provides detailed tables for such things as job-related deaths, amongst women, by nature of illness or injury.

His analysis is firm, his figures an eye-opener, but if you are looking for support of a job-related injury or death this is the book to look at. Find it at HD 7262.5 .U6 L44 1995 either on the third floor or on the new book shelf on the Plaza Level.

□ Article Reviews

Kaye, D.H. "Bible Reading: DNA Evidence in Arizona." 28 *Arizona State Law Journal* 1035 (Winter 1996).

Kaye begins by providing readers with an overview of the major cases involving the use of DNA evidence in Arizona over the last eight years from *Bible* through *Johnson*. Although this article does not discuss the most recent Arizona case on this subject, *State v. Hummert*, the article is still quite interesting and will provide the reader with some insight into how DNA evidence can be used in trial.

After describing some of the cases in which DNA was used as evidence and discussing how the court's handled the evidence, Kaye launches into a detailed description of how DNA can be used as evidence, the basic underlying scientific principles, and the basic methods experts use to determine the probability of a genetic match.

Kaye then goes on to discuss the Arizona Supreme Court ruling on *State v. Johnson* and outlines the changes this ruling will have on the admissibility of DNA evidence.

This article closely examines the problems associated with relying on scientists to provide clear, accurate, and understandable descriptions to the court. Problems arise when judges rule on scientific pronouncements that they do not fully understand. Kaye provides some suggestion on how courts might use scientists and expert witnesses more effectively and hence make more fully informed judgments.

Hillis, Bradley. "Approaches to

Internet Access: A Primer for Managers of Courts and Law Firms." *Internet Law Practices Newsletter* (January 20, 1997). <http://www.collegehill.com/ilp-news/hillis.html>

There has been a fair amount of concern recently by employers both within the court system and elsewhere, over the use of the Internet and e-mail by employees. In fact the Superior Court recently approved an e-mail policy addressing some of these concerns.

For those who do not have a policy in place, Hillis provides readers with some good background information on e-mail and the Internet, and tries to alleviate some of the concerns employers might have over offering these productive services.

Hillis begins by outlining some basic technical terms and then goes on to describe how this technology can be applied in the real world. He explains how it is possible to provide employees with access to these useful tools while still maintaining the level of network security required by many courts and places of business.

This article provides readers with a very good overview of these two technologies and stresses the need to trust employees with the technology that will make them more productive.

Doremus, Mark E. "Wisconsin's ElderLinks Initiative: Using Technology to Provide Legal Services to Older Persons." 32 *Wake Forest Law Review* 545 (1997).

This article describes Wisconsin's ElderLinks project, an Internet based communications system being developed by that state's Coalition of Wisconsin Aging Groups, Center for Public Representation (a public interest law firm), and the University of Wisconsin Law Library. The project would link nonlawyer

"benefits specialists" who give advice to elderly clients on public benefits and legal matters in fifty-eight Wisconsin county offices with supervising attorneys in the Coalition's Elder Law Center, and with the public, by providing electronic mail; mediated online discussion groups; a Web site including legal, consumer, and benefits manuals and information; "technology advocates" for teaching the public how to use the system; and (ultimately) online case and data reporting. The article is an interesting look at how network technologies might link the public, nonprofit organizations and government.

Recent Legislation

One of the current hot topics in the legal system is the idea of juvenile justice reform, as the country tries to determine how to effectively deal with criminal acts by minors.

Arizona addressed this issue last year by passing the highly controversial Proposition 102, implemented by the legislature this spring. Now the federal government is making an attempt to increase penalties for juveniles and to modify some of the laws defining the federal government's interactions with the states on these matters.

The U.S. Senate is currently considering S.10, the *Violent and Repeat Juvenile Offender Act of 1997*. This bill has three main sections: Juvenile Justice Reform, Juvenile Gangs and Juvenile Crime Control and Accountability.

Some of the major provisions of this bill include: lowering the minimum age for the death penalty from 18 to 16, authorizing the release of juvenile records to meet inquiries from any school or other educational institution to ensure public safety and security, setting a three-year minimum term of imprisonment for transferring firearms to minors for use in crime,

and requiring each State to reserve not more than 30 (currently, 15) percent of the amount of funds allocated in a fiscal year for counties and units of local government to construct, develop, expand, modify, or improve jails and other correctional facilities.

This bill is currently being considered by the Senate Judiciary committee. The text of the bill and current status information can be located on Thomas, Congress' web page: <http://thomas.loc.gov>. If you would like further information about this topic please stop by the Reference Desk and the staff will be happy to assist you.

Recent Court Decisions

Reno, Attorney General of the United States, et al. v. American Civil Liberties Union et al. No. 96-511. Argued March 19, 1997; decided June 26, 1997.

This United States Supreme Court decision, issued June 26, 1997, addresses issues raised by the *Communications Decency Act of 1996* (CDA). The case was brought against the government due to concerns on the wording of some of the sections dealing with the transmission of obscene materials.

The Court held that certain sections of the CDA were unconstitutional due to conflicts with the First and Fifth Amendments.

The Justices ruled in a 9-0 decision that the CDA abridged the rights to Freedom of Speech set out by the First Amendment because it lacks the precision necessary to regulate the content of speech.

In addition the Court ruled that the CDA violated the Fifth Amendment because the wording of the statutes were too vague to be effective and that the Government's arguments that the CDA should stand because of its "significant" interest in fostering

the Internet's growth were singularly unpersuasive.

"Did You Know?" Answers

(Sources: *The Arizona Bar Journal*, *the Maricopa Lawyer* and *The Superior Court In Arizona 1912-1984: A History Of The Court Since Statehood*)

- 1) Judge Howard C. Speakman
- 2) Judge Michael B. Dann
- 3) Judge Jack D. H. Hays
- 4) Judge John C. Phillips
- 5) Judge Sarah Dickinson Grant

□ Contributors

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□ Recently Received Books

This last section contains a list of selected new materials received in the Library. Materials marked with an asterisk circulate. New materials are located on the shelves near the elevator on the plaza level for about one month. Please check the regular shelves if the book you are looking for is not there.

Advanced Issues in Real Estate
Maricopa County Bar Association
KFA2512 .A75 A39 1996

Arizona Blue Book
Arizona Secretary of State
JK8230 .A833

Arizona Courtroom Evidence Manual, 3rd ed.
State Bar of Arizona
KFA2940.A97 1997

Arizona Pioneer's Home: Procedural Review.
Office of Auditor General
HV6626.52 .C45 1997

Basic Probate
Maricopa County Bar Association
*KFA2544 .A75 B37 1995

B.O.M.E.X.: A Primer for Doctors & Lawyers
Maricopa County Bar Association
KFA2726.3 .A75 B65 1996

Championing the Educational Rights of Children with Disabilities
Maricopa County Bar Association
*KFA2790 .A75 C43 1995

Epstein, Lee
Contemplating Courts.
CQ Press
KF8700 .C66 1995

Ethical Considerations of Domestic Relations Mediators
Maricopa County Bar Association
*KFA2500 .A75 E83 1995

The Ever Changing World of Environmental Law
Maricopa County Bar Association

*KFA2754 .A75 E93 1996

Goldschmidt, Jona
User-Friendly Justice: Making Courts More Accessible, Easier to Understand, and Simpler to Use.
American Judicature Society
*KF8732.Z9 G65 1996

Haft, Robert J.
Due Diligence in Securities Transactions.
West Group
KF1439 .H323 1996

Implementing the New Jury Reforms
Maricopa County Bar Association
*KFA8975 .A75 I57 1996

Just Solutions: A Program Guide to Innovative Justice System Improvements.
American Bar Association
KF4764 .J87 1994

Legends of Litigation #1: Initial Intake, Interviews, and Investigation
Maricopa County Bar Association
*KFA2485 .A75 L44 1996

Lippman, William Jay
Condominium and Co-Op Closings, 2nd ed.
Practicing Law Institute
KF 581.Z9 L57 1997

Phoenix Police Department Crime Detection Laboratory
Intoxilyzer 5000: Breath Testing Manual
REF DESK KFA.2697.8 .A9 P46 1996

Reaching Common Ground: A Summit on Civil Justice System Improvements.
American Bar Association

Resource Guide for Implementation of State Justice Initiatives.
American Bar Association

Small Group Design and Implementation Workbook: A Training Guide for Citizen's Conferences.
American Bar Association

Smart Research Skills for the '90's
Maricopa County Bar Association
*KFA2475 .A75 S63 1995

The State of Criminal Justice: An Annual Report.
American Bar Association
KF9223 .A152 S7

Summary of Proceedings, 4th Annual ABA Leadership Forum for State and Local Bar Officials.
American Bar Association

Summary of State and Local Justice Initiatives.
American Bar Association
KF 8736 .A43 1996

□ Recent Articles: Criminal Justice

This section provides readers with a list of cites to recently published articles. These cites are selected from the *Court Informer*, the library's current awareness bibliography. If you are interested in receiving this bi-monthly publication please contact the Reference Desk at 506-3681. These articles can be located on the third floor of the library.

Anderson, Jose Felipe. "Will the Punishment Fit the Victims? The Case for Pre-Trial Disclosure, and the Uncharted Future of Victim Impact Information in Capital Jury Sentencing." 28 *Rutgers Law Journal* 367 (Winter 1997).

Barajas, Chief Justice Richard Barajas and Scott Alexander Nelson. "The Proposed Crime Victims' Federal Constitutional Amendment: Working Toward a Proper Balance." 49 *Baylor Law Review* 1 (Winter 1997).

Bright, Stephen B. "Is Fairness Irrelevant? The Evisceration of Federal Habeas Corpus Review and Limits on the Ability of State Courts to Protect Fundamental Rights." 54 *Washington & Lee Law Review* 1 (Winter 1997).

Burley, Lynn M. "History Repeats Itself in the Resurrection of Prisoner Chain Gangs: Alabama's Experience Raises Eighth Amendment Concerns." 15 *Law & Inequality* 127 (Winter 1997).

Chen, Gregory Z. "Youth Curfews and the Trilogy of Parent, Child, and State Relations." 72 *New York University Law Review* 131 (April 1997).

Cotter, Meghan. "Technology Eases Corrections Crowding." 10 *Government Technology* 56 (June 1997).

Dao, James. "Assembly Plan is Outlined for Stiff Juvenile Penalties."

New York Times B7 (May 29, 1997).

Doucette, Francis D. "Non-Appointment of Counsel in Indigent Criminal Cases: A Case Study." 31 *New England Law Review* 495 (Winter 1997).

"Fugitive Justice: Fundamental Imbalance in the Criminal Justice System, Especially in Death Penalty Cases." 264 *The Nation* 4 (March 3, 1997).

Gorman, Tessa M. "Back on the Chain Gang: Why the Eighth Amendment and the History of Slavery Proscribe the Resurgence of Chain Gangs." 85 *California Law Review* 441 (March 1997).

Griego, Patrik M. "The 'Great Writ' May Once Again Deliver Justice to the Most Deserving Prisoners: An Analysis of Arizona Criminal Rule of Procedure 31.2(b) in Light of ... *Beam v. Paskett*...." 39 *Arizona Law Review* 311 (Spring 1997).

Horowitz, John A. "Prosecutorial Discretion and the Death Penalty: Creating a Committee to Decide Whether to Seek the Death Penalty." 65 *Fordham Law Review* 2571 (May 1997).

Kavanaugh, Justine. "Technology - A Parolee's Worst Enemy?" 10 *Government Technology* 14 (June 1997).

Kizer, Scott A. "Juvenile Curfew Laws: Is There a Standard?" 45 *Drake Law Review* 749 (1997).

Lechner, Kim A. "Reflections on the Juvenile Death Penalty: Contravention of Precedent and Public Opinion." 15 *In the Public Interest* 113 (1996-1997).

Lyons, D. and J. Turpin. "Trends in State Juvenile Justice Legislation." 59 *Corrections Today* 104 (1997).

Moore, Teresa. "Juvenile Reform Plan Wins State Funding; \$5.5

Million Grant to Overhaul San Francisco System." *San Francisco Chronicle* A17 (May 17, 1997).

Morris, Deborah L. "Constitutional Implications of the Involuntary Commitment of Sexually Violent Predators--A Due Process Analysis." 82 *Cornell Law Review* 594 (March 1997).

Richey, Warren. "A Question of Justice for Kids." *Christian Science Monitor* 1 (May 14, 1997).

Riog-Franzia, Manuel. "Build New Jail, Add Agency, Jeff is Urged; Costs Proposed in Study are too High, Coulon Says." *Times-Picayune* AJ1 (June 5, 1997).

Schulhofer, Stephen J. "Youth Crime - And What Not to Do About it." 31 *Valparaiso University Law Review* 435 (Spring 1997).

Streib, Victor L. "The Efficacy of Harsh Punishment for Teenage Violence." 31 *Valparaiso University Law Review* 427 (Spring 1997).

Sullivan, Justice Frank, Jr. "Indiana as a Forerunner in the Juvenile Court Movement." 30 *Indiana Law Review* 279 (1997).

Tomes, Jonathan P. "Damned if You Do, Damned if You Don't: The Use of Mitigation Experts in Death Penalty Litigation." 24 *American Journal of Criminal Law* 359 (Spring 1997).

Yeckel, Joseph F. "Violent Juvenile Offenders: Rethinking Federal Intervention in Juvenile Justice." 51 *Washington University Journal of Urban & Contemporary Law* 331 (Winter 1997).

Zimring, Franklin E. "Juvenile Violence in Policy Context." 31 *Valparaiso University Law Review* 419 (Spring 1997).